

I HEREBY CERTIFY THAT THE CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: ASSISTANT COMMISSIONER FOR PATENTS, WASHINGTON, DC 20231, ON THE DATE INDICATED BELOW.

By: M. F. L. T. C. R.

Date: 1/8/03

1745



**PATENT
BOX NON-FEE AMENDMENT**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re: Patent Application of Futoshi Tanigawa et al.

Group Art Unit: 1745

Conf. No.: 1498

Appln. No. 09/752,375

Examiner: Gregg Cantelmo

Filed: December 29, 2000

Attorney Docket

For: 1. 3TE TYPE POSITIVE ELECTRODE FOR
ALKALINE STORAGE BATTERY, AND
NICKEL-METAL HYDRIDE STORAGE
BATTERY

No. 10059-365U
(P23917-01)

TECHNOLOGY CENTER 1745

JAN 15 2003

RECEIVED

INFORMATION DISCLOSURE STATEMENT

It is requested that the references listed on the attached Information Disclosure Statement Form PTO/SB/08A be considered by the Patent Examiner in connection with the above-identified application and be made of record therein.

Certification Under 37 C.F.R. § 1.97(e)(1)

I hereby certify that the enclosed references were first cited in a Communication (copy enclosed) dated October 28, 2002 from the Japanese Patent Office concerning counterpart Japanese Application No. 2000-297499, not more than three months prior to the filing of this Statement.

Independent consideration and acknowledgment of the enclosed references are respectfully requested.

Respectfully submitted,
FUTOSHI TANIGAWA et al.

January 8, 2003
(Date)

By:

William W. Schwarze

WILLIAM W. SCHWARZE

Registration No. 25,918

AKIN GUMP STRAUSS HAUER & FELD LLP

One Commerce Square

2005 Market Street, Suite 2200

Philadelphia, PA 19103-7086

Telephone: 215-965-1200

Direct Dial: 215-965-1270

Facsimile: 215-965-1210

E-Mail: wschwarze@akingump.com

WWS:msb
Enclosures